UNITED S	TATES DISTRICT COURT N DISTRICT OF NEW YORK	2016 FEB 17 AM 9: 46
		2016 FEB 17
<u> OHERMAN</u>	1 E. BROWN, PROSE, PLAINTIFF	ā
	TOWN 191	- -
(In the space of	bove enter the full name(s) of the plaintiff(s).)	AMENDED COMPLAINT \$5.CV.9004 (PAE 28 USC 1331; 43 USC 1983 AMERICANS WITH DISABILITIES ACT, (ADA)
	-against-	AMERICANS WITH DISABILITIES ACT, (ADA)
DOMINIC	BARONE, SAM,	Jury Trial: WYes D No (check one)
POLICE O	Fricer VOLPE	1
CITY OF	NEW WINDSOR POLICE DEPARTMENT,	USDC SDNY
	10/200	II DOCUMENT
		ELECTRONICALLY FILED
10-0-10	SUED INDIVIDUALLY AND IN THEIR OFFICIAL CAPAC	DOC #:
	above enter the full name(s) of the defendant(s). If you names of all of the defendants in the space provided,	DATE FILED:
Part I. Addr	eet of paper with the identical to those contained in above caption must be identical to those contained in esses should not be included here.) ties in this complaint:	
A. Lis	t your name, address and telephone number. If	you are presently in custody, include your
	ntification number and the name and address of you	al sheets of paper as necessary.
for	Name MR SHERMAN E. BROWN	1 = n# 2015.05724
Plaintiff	Name MR. SHERMAN E. BROWN	ALZ 110 WELLS FARM ROAD
	County, City ORANGE COUNT State & Zip Code NEW YORK	10924
	State & Zip Code NEW YORK	
	Telephone Number	
go	st all defendants. You should state the full name vernment agency, an organization, a corporation, ch defendant may be served. Make sure that the d ntained in the above caption. Attach additional sl	efendant(s) listed below are identical to those
	No. 1 Name DOMINIC BARE Street Address 5. BUTTO	DHE
Defendant	No. 1 Name 5 · Bullor	VWOOD DRIVE
	Street Address	14

		County, City OR	ANGE COUNTY,	NEW WINDSOR
		State & Zip Code		12553
		Telephone Number		-1802
		•		
Defen	dant No. 2	Name STORE	OPERATOR/MAK	lager, SAM
.8		Street Address Bus	NESS: 209 QUA	SACCIK AVENUE, BOUTE 94
		County, City ORA		NEW WINDSOR
		State & Zip Code	A CONTRACTOR OF THE CONTRACTOR	12553
		Telephone Number	(845) 863	- 0533
Defen	dant No. 3		OFFICER 1	/oLPE
		Street Address Bus	WESS: 555 U	NION AVENUE
		County, City ORA	UGE COUNTY,	NEW WINDSOR
		State & Zip Code		12553
		Telephone Number		
Defend	lant No. 4	Name CITY of	NEW WINDSOR	POLICE DEPARTMENT
		Street Address Busi		UNION AVENUE
		County, City ORAN		NEW WINDSOR
		State & Zip Code	7 17 17	12553
	÷	Telephone Number	<i>(</i>)	
11.	Basis for Juris	diction:		
cases in U.S.C. questio	nvolving a feder: § 1331, a case n case. Under 2	al question and cases involving the United 28 U.S.C. § 1332, a	involving diversity of States Constitution of	of cases can be heard in federal court: f citizenship of the parties. Under 28 or federal laws or treaties is a federal of one state sues a citizen of another by of citizenship case.
A.	What is the bas	is for federal court ju	risdiction? (check all	that apply)
	Federal Que	stions	☐ Diversity of Cit	izenship
В.	1.7	risdiction is Federal (711)	Constitutional, statutory or treaty right
	is at issue?	1)		TS U.S. CONSTITUTION;
	DISARILITIE	1/- 1/1	DA).	THE AMERICANS' WITH
c.	If the basis for ju	risdiction is Diversity	of Citizenship, what i	s the state of citizenship of each party?
	Plaintiff(s) state	(s) of citizenshin		
			The state of the s	
				· · · · · · · · · · · · · · · · · · ·

III. Statement of Claim:

State as briefly as possible the <u>facts</u> of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events.

Rev. 05/2010

You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

	A. Where did the events giving rise to your claim(s) occur? NEW WINDSOR, NEW YORK, DRINGE COUNTY. THEREFORE, THE SOUTHERN DISTRICTE OF NEW YORK IS CORRECT VENUE.
	B. What date and approximate time did the events giving rise to your claim(s) occur? DECEMBE 2157 2012, Affroximately 6:00 f.M., APRIL 1674 2013, Affroximately 3:00 f.M.
	AND MAY 24, 2013, APPROXIMATELY 12:00 P.M.
What happened to you?	YEAR OLD BLACK MALE, HAS MENTAL AND PHYSICAL IMPAIRMENTS, IS LEGALLY DISABLED WITHIN THE MEANING OF THE AMERICANS WITH DISABILITIES PLAINTIFF IS A QUALIFIED INDIVIDUAL.
Who did what?	THE PLAINTIFF'S HEREIN COMPLAINT, IS FOR "REDRESS" OF VIOLATIONS OF PLAINTIFF'S "FEDERALLY PROTECTED RIGHTS" CAUSED BY THE
Was anyone cise involved?	QUESTION, "COLOR OF STATE LAW," AND THE A.D.A., AS WELL AS, THE 1ST 4TH 5TH 8TH AND 14TH AMENDMENTS TO THE U.S. CONSTITUTION.
	SEE! ATTACHED
Who cise saw what happened?	CLAIM ONE,
e e	IV. Injuries: If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received. THE PLAINTIFF SUSTAINED: MENTAL ANGUISH THE PAIN AND SUFFERING HUMILIATION. THE PLAINTIFF REQUIRED AND RECIEVED, "EXTENSIVE" PSYCHOLOGICAL THERAPY FROM PLAINTIFF'S PERSONAL THERAPIST AND PSYCHIATRIST. THE PAIN BECAME SO SEVERE, PLAINTIFF WAS BRIEFLY HOSPITALIZED TO DEAL WITH THE THIURIES CAUSED BY THE ACTS OF THE
	HOLEIN DEIENDANTS.
55 S	

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ON OR ABOUT DECEMBER 21ST 2012, AT APPROXIMATELY 6:00 P.M.,
AT THE PLAINTIFF'S, "THEN HOME AT THE TIME", SQUIRE VILLAGE APARTMENTS,
ADDRESS: 9 ON THE GREEN, APT. # 1 NEW WINDSOR, NEW YORK, 12553,
DEFENDANT DOMINIC BARONE, HEREINAFTER, (DB), A WHITE FEMALE
APPROXIMATELY 52 YEARS OF AGE, STOPPED OVER TO VISIT THE PLAINTIFF.

WHEN ARRIVING AT PLAINTIFF'S, "THEN HOME", ON OR ABOUT

DECEMBER 21ST 2012, AT APPROXIMATELY 6:00 P.M., DB, CARRIED ALONG

A "GIFT", WHICH DB, TOLD THE PLAINTIFF WAS A "LAMP" FOR

PLAINTIFF'S LAP TOP COMPUTER. THE "LAMP" WAS INSTALLED

UNDER THE GUIDANCE AND INSTRUCTIONS FROM DB. AND THE

PLAINTIFF, "SINCERELY" THANKED DB FOR THE GIFT.

HOWEVER, AS THE MONTHS PASSED, ON OR ABOUT APRIL 16th, 2013, AT APPROXIMATELY 3:00 P.M., "IN THE NEIGHBORHOOD" OF NEW WINDSOR, N.Y., AND SURROUNDING AREAS, WORD "LEAKED OUT" THAT, DB, WAS "SECRETLY" SPYING ON THE PLAINTIFF. AND AT THIS SAID TIME, PLAINTIFF LEARNED THAT, WHAT, DB, LED PLAINTIFF TO BELIEVE WAS A "LAMP" FOR PLAINTIFF'S LAP TOP COMPUTER, WAS ACTUALLY AND IN REALITY, A "SPY CAM DEVICE" HEREINAFTER (DEVICE). SAID DEVICE, RECORDED "SEXUAL INTIMATE" VIDEOS OF THE PLAINTIFF, WHICH DB, "WITH MALICE" SHARED THROUGHOUT THE NEIGHBORHOOD.

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ATTACHED

SEE: CONTINUED

CLAIM

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CLAIM ONE.

HERE, DB, TOOK ADVANTAGE OF PLAINTIFF'S "TRUST!" KINDNESS,

AND "DISABILITY". AND DISPLAYED A "RECKLESS DISREGARD"

FOR PLAINTIFF'S "LIFE AND SECURITY", WHEN, UNLAWFULLY

VIDEO TAPPING PLAINTIFF IN THE PLAINTIFF'S HOME. THUS,

UICLATING PLAINTIFF'S FEDERALLY PROTECTED RIGHTS, TO BE SECURE

IN ONES HOME, PERSON AND EFFECTS. THEREFORE, THE

PLAINTIFF IS "UNDOUBTEDLY" ENTITLED TO RELIEF.

CLAIM

THE PLAINTIFF LEARNED THAT, DB, "ELECTRONICALLY TRANSFERRED"
THE "SEXUAL INTIMATE" VIDEO TAPPINGS OF PLAINTIFF, TO,
STORE OPERATOR MANAGER SAM, NOW DEFENDANT STORE
OPERATOR MANAGER SAM, NOW DEFENDANT STORE
OPERATOR MANAGER SAM, HEREINAFTER SAM OR SAM'S,
WHILE DB WAS AT SAID ESTABLISHMENT, LOCATED AT,
309 QUASACCIK AVENUE, ROUTE 94 NEW WINDSOR, N.Y. 12553.

IS INDIAN DESCENT, 35 TO 40 YES OLD, G'TO G'2", 205 TO 225 Lbs., SAM,
SAM, RECEIVED SAID VIDEO TAPPINGS, "WITH KNOWLEDGE", THAT,
DB, RECORDED IT VIA THE "SPY CAM DEVICE". AND WITH
TATENTION TO "VEHEMENTLY" INFLICT "PAIN", "SUFFERING"
AND "HUMILIATION" TO PLAINTIFF, IN THE COMMUNITY OF
NEW WINDSOR, N.Y. AND ABROAD.

ATTACHED

SEE: CONTINUED
CLAIM

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AND TAKING ADVANTAGE OF PLAINTIFFS "DISABILITY" AND WITH A "RECKLESS DISREGARD" FOR PLAINTIFFS "LIFE AND SECURITY" SAID VIDEO TAPPINGS WITHOUT PLAINTIFFS KNOWLEDGE OR PERMISSION.

THUS, VIOLATING PLAINTIFF'S FEDERALLY PROTECTED RIGHTS, TO BE SECURE IN ONES PERSON, HOME, EFFECTS AND NOT HAVE CHARACTER DEFINATED. THEREFORE, PLAINTIFF IS ENTITLED TO RELIEF.

THREE

IN RAISING THE COURTS AWARENESS TO AN "EXTREMELY" RELEVANT
FACT. THE PLAINTIFF ASSERTS THAT, SAM'S, IS NOT JUST
A GAS STATION AND STORE. RATHER, IT IS THE LOCAL
NEW WINDSOR, NEW YORK, NEIGHBORHOOD "HANG OUT SPOT".

AND TELEPHONE RECORDS WILL REVEAL, THAT, SAM, AND THE NEW WINDSOR, NEW YORK, POLICE DEPARTMENT CONSTANTLY" CONTACT ONEANOTHER FOR "VARIOUS" REASONS, AND AT "VARIOUS HOURS" OF THE DAY AND EVENING.

NEVERTHELESS, ON OR ABOUT MAY 24th 2013, APPROXIMATELY (2:00 P.M. THE PLAINTIFF, SUMMOND THE STRENGTH, TO FINALLY FACE SAM CONCERNING THE POSTED INTERNET VIDEO TAPPINGS.

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J. 20,00

SEE: ATTACHED

CLAIM THREE

CONTINUED

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DN OR ABOUT MAY 244, 2013, AT APPROXIMATELY 12:00 P.M., PLAINTIFF
ENTERED SAM'S STORE, "RESPECTFULLY CONFRONTED SAM," AND
PROMISED" TO GO TO THE NEW WINDSOR, N.Y. POLICE DEPARTMENT,
TO HAVE THE "DEVICE" INSPECTED, AND TO, FILE A
CRIMINAL COMPLAINT, AGAINST "ALL" INVOLVED IN THE DEVICE" MATTER.

IMMEDIATELY FOLLOWING THE CONFRONTATION WITH SAM, ON ABOVE DATE, APPROXIMATE SAID TIME, THE PLAINTIFF, HEADED STRAIGHT TO THE NEW WINDSOR, N.Y. POLICE DEPARTMENT, "FOLLOWING THROUGH" ON THE "PROMISE" JUST MADE TO SAM.

WHAT THE PLAINTIFF WAS "UNAWARE OF "AT THE TIME OF HEADING, TO SAID POLICE DEPARTMENT. WAS THAT, SAM, "WILL FULLY"
TELEPHONED AHEAD OF PLAINTIFF'S ARRIVAL. AND SPOKE TO "PERSONAL FRIEND," POLICE OFFICER VOLPE, NOW DEFENDANT POLICE OFFICER VOLPE, HEREINAFTER VOLPE., IS, A WHITE MALE, APPROXIMATELY 6, 180 Lbs, 34 TO 38 YRS OLD.

THE TWO, SAM AND VOLPE, DURING THEIR TELEPHONE DISSCUSSION,

AND AS "STATE ACTORS," "DELIBERATELY," "INTENTIONALLY" AND

"MALICIOUSLY" CONCEIVED A PLAN, MAKING AN "AGREEMENT"

THAT, THE PLAINTIFF WOULD NOT BE ALLOWED TO FILE A

CRIMINAL COMPLAINT. AND THE "DEVICE" WOULD BE ALTERED,

TO GIVE THE FALSE APPEARANCE OF JUST BEING A LAMP, IS

WHAT SAM AND VOLPE CONSPIRED.

SEE: ATTACHED

CLAIM THREE

FURTHER CONT.

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AND WITHIN MINUTES OF SAID DISCUSSION, THE PLAINTIFF, "IN GOOD FAITH"
ARRIVED AT THE NEW WINDSOR, N.Y. POLICE DEPARTMENT. ENTERING
SAID POLICE DEPARTMENT, THE PLAINTIFF, SPOKE TO POLICE STAFF, AND
WAS GREETED BY VOLPE, WHO, ESCORTED THE PLAINTIFF
TO A NEAR BY INTERVIEW ROOM.

THE PLAINTIFF, CLEARLY EXPLAINED THE "DEVICE" SITUATION TO VOLPE," SPECIFFICLLY MENTIONING" THE LEARNED ROLES OF DB, AND SAM. AND ASKED VOLPE FOR ASSISTANCE IN FILING A CRIMINAL COMPLAINT IN THE MATTER.

VOLPE EXPRESSED A "DISINTEREST" IN PLAINTIFF'S SITUATION,
AS HE, (VOLPE), FAILED TO WRITE DOWN ANY INFORMATION,
AND TOOK NO NOTES WHATSOEVER, FROM PLAINTIFF'S INTERVIEW.

VOLPE'S MAIN QUESTION ASKED TO PLAINTIFF, WAS, "DID YOU KNOW IT WAS A "SPY CAM" WHEN DB BROUGHT IT INTO YOUR HOME, END QUOTE.

TO WHICH, PLAINTIFF TRUTHFULLY ANSWERED, "NOSIR", I, (PLAINTIFF), HAD NO KNOWLEDGE THAT THE DEVICE" WAS A CAMARA.

AT THAT INSTANT, AND "UNDER THE COLOR OF STATE LAW", VOLPE, TOOK THE DEVICE" FROM THE INTERVIEW ROOM. AND DID NOT RETURN FOR SEVERAL MINUTES.

SEE: ATTACHED

CLAIM THREE CONTINUES ON,

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WHEN HE, (VOLPE), DID RETURN TO THE INTERVIEW ROOM. AND HANDED THE "DEVICE" BACK TO PLAINTIFF. VOLPE TOLD PLAINTIFF, "NO COMPLAINT CAN BE FILED IN THIS MATTER, BECAUSE, THERE IS NO CAMARA IN THAT DEVICE "END QUOTE.

THE PLAINTIFF ASSERTS, THAT, VOLPE, "DELIBERATELY" REMOVED
THE CAMARA FROM WITHIN THE "DEVICE", AS THE "OVERT ACT"

CARRIED OUT FROM THE "PLAN AGREED TO" DURING THE

"TELEPHONE DISCUSSION" WITH SAM "AS STATE ACTORS".

AND WAS DONE, (SAID ACT), IN "FURTHERANCE OF THEIR GOAL"
CAUSING PHYSICAL DAMAGE TO POTENTIAL EVIDENCE. AND "ARBITRARILY"

ACTING TO "DAMAGE AND DEPRIVE" THE PLAINTIFF OF PLAINTIFF'S

FEDERALLY RIGHTS TO FILE A CHIMINAL COMPLAINT IN THIS SERIOUS MATTER.

HERE, IT CANNOT BE DENIED", THAT, VOLPE, UNDER COLOR OF STATELAN,"
WAS "DELIBERATELY INDIFFERENT" TO PLAINTIFF'S JERIOUS
NEED FOR POLICE ASSISTANCE, THEREFORE, THE PLAINTIFF
IS ENTITLED TO RELIEF,

" CLAIM FOUR "

THE NEW WINDSOR, N.Y. POLICE DEPARTMENT, IS "LIABLE"
FOR THE CONDUCT, "ACTS OR FAILURE TO ACT," OF ITS EMPLOYEES.

and gradition and gradition are specified as

SEE: ATTACHED CLAIM FOUR CONTINUED

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FOUR

THEIR PRACTICE DISPERPORTIONATELY TARGETS BLACKS AT AN "UNFAIR" ALARMING RATE, NOT ONLY IN "STOP AND FRISK" AND "VEHICLE STOP" CASES, BUT ALSO, IN "GENERAL" CRUMINAL SUSPECT INVESTIGATIONS, AS COMPAIRED TO OTHER ETHNICITIES IN THE AREA.

THE NEW WINDSOR, N.Y. POLICE DEPARTMENT, AS STATE ACTORS,

ARE KNOW FOR VIEWING, AND TREATING BLACKS AS, "LESS DESIRABLE"

"SECOND CLASS" CITIZENS!!, IT'S "RACIAL DISCRIMINATION!", AND,

HERE, THE PROOF IS IN THE PUDDING! VOLPE, A WHITE MALE,

SAM, AN INDIAN DESCENT MALE, DB, A WHITE FEMALE, RECIEVED I'MORE PROTECTION "UNDER THE LAW, DESPITE, ALL THREE (3) DEFENDANTS
TAKING PART, IN COMMITTING, "CRIMES" AND OR "MAJOR VIOLATIONS" OF THE FEDERALLY PROTECTED RIGHTS, OF THIS BLACK MALE PLAINTIFF.

SO HERE, VOLLE, FOLLOWED THE PRACTICE OF SAID POLICE DEPARTMENT, WHICH, DIRECTLY LED/CAUSED" VOLPE'S ACTIONS TO VIOLATE THE PLAINTIFF'S FEDERALLY PROTECTED RIGHTS, THEREFORE, PLANTIFF IS ENTITLED TO RELIEF.

"END OF CLAIMS"

profit for the first transfer for the

IMPORTANT NOTE OF REMINDER * * XXXX

SOMETIME DURING THE MONTH OF JUNE 2015, PRIVATE INVESTIGATOR, MR. DAN, 5,7 WAS PAID \$ 500.00 BY THE PLAINTIFF. SAID INVESTIGATOR POSSESSED PLAINTIFFS PLAINTIFFS "LAPTOP COMPUTOR", APPROXIMATELY (4) MONTHS BEFORE RETURNING SAME TO PLAINTIFF, SAID INVESTIGATOR TOLD PLAINTIFF TO NOT FILE THIS CIVIL RIGHTS COMPLAINT AGAINST HIS FELLOW !!
LAW ENFORCEMENT OFFICER VOLPE!! TO JUST LET II GO!

V. Relief:	
State what you want the Court to do for you and th	e amount of monetary compensation, if any, you ar
0.40	REPUEST: GRANT RELIEF FOR PLAINTIFF
HEREIN CLAIMS. 2" REQUEST: ARREST	DEFENDANTS FOR THE CRIMES COMMITTED
	WOOD SUCH CRIMES OF THIS MAGNITUDE,
3 RD REQUEST! DUE TO COMPLEXIT	The second secon
100	10E. 4th REQUEST; IS TO PLACE
	SINESS ACCOUNTS OF ALL DEFENDANTS
UNTIL DISPOSITION IS HEREN REACHED.	5TH REQUEST! IS TO LAY OFF
DEFENDANT POLICE OFFICER VOLDE FOR HIS	
VHYSICAL EVIDENCE. B) CONSPIRACY.	c) RACIAL DISGUMINATION -
D) OBSTRUCTION OF JUSTICE, ETC.	AND WERE TALKING UNDER THE
COLOR OF STATE LAW,	Dia
Addition of The Configuration	AlrON TO THE PLANTING IN THE
SICH COMPENTATION IS ARTICULATE	DOLLARS, THE BASIS OF
AROUT DEFENDANTS GOODING	WILL DOLLER OFFICE VILLE
I declare under penalty of perjury that the foregoi	LLY POLICE OFFICER VOLPE.
LILY FEDOMANIA	ing is true and correct.
Signed this \(\frac{1}{2} \) day of \(\frac{1}{2} \) \(\frac{1}{2} \) \(\frac{1}{2} \).	$\mathcal{S}(I)$
Giranta Chita	Norman Dague
Signature of Plaintiff	XVEGION I PUULIN
Mailing Address	OKANGE COUNTY JAIL
	10 WELLS FARM ROAD
	GOSHEN, N.Y. 10924
Telephone Number	
Fax Number (if you h	ave one)
	10
Note: All plaintiffs named in the caption of the com	plaint must date and sign the complaint. Prisoners
must also provide their inmate numbers, prese	ent place of confinement, and address.
Zon Bulance	
For Prisoners:	Facility
declare under penalty of perjury that on this declare under penalty of perjury that on this declare under the period of the peri	ay of VEBRUARY, 20, I am delivering
his complaint to prison authorities to be mailed to the I he Southern District of New York.	'ro Se Office of the United States District Court for
	X0 R
Signature of Plaintiff:	XXXemen / racin
Inmate Number	2015 - 057,24
	4.1.2

	RECEIVED SDNY PRO SE OFFICE
UNITED STATES DISTRICT COURT	
2001IIIId Distract	C 2016 FEB 17 AM 9: 46
SHERMAN E. BROWN, P	ANTIFF.
(In the space above enter the full name(s) of the plaintiff(s)/petitions	er(s).) 15 Civ. 9004 (PAE) (_)
- against -	AFFIRMATION OF SERVICE
DOMINIC DARDNE 2	
STORE OPERATOR/MANAGER , AIKA SAI	4 ,
POLICE OFFICER VOLPE	Tanger Laure
CITTOF NEW ANIBODOLS POLICE OF	ARIMENI.
(In the space above enter the full name(s) of the defendant(s)/response	ondent(s).)
0 (a that I have
I, SHERMAN E. BROWN	, declare under penalty of perjury that I have
AMFKIII	EN COMPLAINT
served a copy of the attached/\\\	(document you are serving)
WOOD THE PROSE INTAKE UNIT	whose address is UNITED STATES
(name of person servea)	WYORK, 500 PEARL ST. FL. N.Y., N.Y. 10007
(where you se	F TO BE PLACED IN SECURED MAIL BOX.
by HANDING TO URANGE COUNTY AIL STATE	To be (Act) In Second of the s
(how you served document: For example - person	nui uessos)
2	0//
Dated: GCSHEN N.Y. (state)	Mamen Dracun
50000 4 4 20/6	Signature GRANGE COUNTY JAIL
(month) (day) (year)	110 WELLS FARM ROAD
	GOSHEN, NEW YORK
*	City, State
	10924
**	Zip Code

Telephone Number

